

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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ORLANDO JACKSON,

Plaintiff,

v.

OFFICER SCARPATI, *et al.*,

Defendant.

CASE NO.: 3:14-CV-00415-RCJ-VPC

O R D E R

The Court has considered the Report and Recommendation of United States Magistrate (ECF #30) entered on June 10, 2015, in which the Magistrate Judge recommends the Court grant and deny in part Defendants' Motion to Dismiss (ECF #11) and grant Plaintiff's Motion to File an Amended Complaint (ECF #18). The Court has considered the pleadings and memoranda of the parties and other relevant matters of record and has made a review and determination in accordance with the requirements of 28 U.S.C. § 636 and applicable case law, and good cause appearing, the court hereby

ADOPTS AND ACCEPTS the Report and Recommendation of the United States Magistrate Judge (ECF #30).

IT IS HEREBY ORDERED that Plaintiff's Motion to File an Amended Complaint (ECF #18) is GRANTED. The Clerk shall file the Amended Complaint (ECF #18-1).

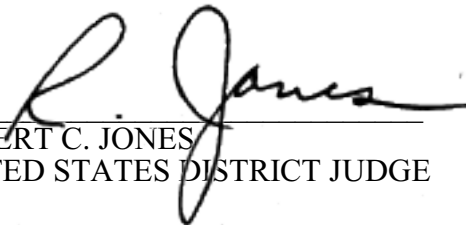
IT IS FURTHER ORDERED that Defendants' Motion to Dismiss (ECF #11) is GRANTED AND DENIED IN PART.

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1 IT IS FURTHER ORDERED that Plaintiff's claims against the North Las Vegas  
2 Metropolitan Police Department are DISMISSED WITH PREJUDICE, WITHOUT LEAVE TO  
3 AMEND.

4 IT IS FURTHER ORDERED that Plaintiff may have **thirty (30)** days from entry of this  
5 Order to file an amended complaint remedying, if possible, the defects identified in the Report and  
6 Recommendation (ECF #30). Any allegations parties, or requests for relief from prior papers that are  
7 not carried forward in the amended complaint will no longer be before the Court. Plaintiff is advised  
8 that if he does not file an amended complaint with the specified time period, the Court will DISMISS  
9 THE CLAIMS AGAINST THE CITY WITH PREJUDICE.

10 IT IS SO ORDERED this 27<sup>th</sup> day of August, 2015.

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13 ROBERT C. JONES  
14 UNITED STATES DISTRICT JUDGE  
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